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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LYNNETTE FRARY, Individually and as
Administrator of the Estate of Anthony
Brandon Carmignani, Deceased, JAMIE BALL,
as Natural Guardian of Amaya Carmignani, a
minor, and HEATHER HOWARD,

Plaintiffs,

v.

COUNTY OF MARIN, et al.,

Defendants.

Case No. 3:12-cv-03928-MEJ

**STIPULATION TO CONTINUE MEDIATION
DEADLINE**

Trial Date: April 14, 2014

1 Pursuant to Northern District ADR Local Rule 6-5, the parties, by and through their respective
2 counsel, hereby stipulate and request that the deadline to complete mediation in this matter be extended
3 from June 10, 2013 to September 30, 2013.

4 On March 7, 2013, the Court issued its case management order, scheduling trial for April 14,
5 2014 and referring this matter to mediation. Pursuant to Northern District ADR Local Rule 6-4(b),
6 mediation is to be completed by June 10, 2013.

7 On April 8, 2013, all parties except HEATHER HOWARD, exchanged initial disclosures.
8 HEATHER HOWARD served her initial disclosures on April 16, 2013.

9 On April 18, 2013, the Court issued its order appointing mediator Noah G. Blechman.

10 The parties recently commenced discovery and believe it is important and necessary to complete
11 multiple depositions, including the depositions of plaintiffs, police personnel, jail personnel and medical
12 staff prior to submitting the matter to mediation.

13 All counsel discussed the mediation deadline and agreed to request a continuance of the June 10,
14 2013 deadline to September 30, 2013 to accommodate the need to undertake significant discovery to
15 make the mediation session productive. The parties also notified Mr. Blechman of their intent to seek a
16 continuance of the mediation deadline.

17 **IT IS SO STIPULATED.**

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1 Dated: April 26, 2013

BERTRAND, FOX & ELLIOT

2 By: /s/ Richard W. Osman

3 Thomas F. Bertrand

4 Richard W. Osman

5 Attorneys for Defendants

6 CITY OF NOVATO, CHIEF JOSEPH KREINS,

OFFICER THOMAS MACKENZIE, OFFICER

MICHAEL DUNN and OFFICER STEPHANIE

COMMISTO

7 Dated: April 26, 2013

BRENT, FIOL & NOLAN LLP

8 By: /s/ David L. Fiol

9 David L. Fiol

10 Attorneys for Plaintiffs

LYNNETTE FRARY AND JAMIE BALL

11 Dated: April 26, 2013

BONNER & BONNER

12 By: /s/ Charles A. Bonner

13 Charles A. Bonner

14 Attorneys for Plaintiff

HEATHER HOWARD

15 Dated: April 26, 2013

OFFICE OF THE COUNTY COUNSEL

16 By: /s/ Steven M. Perl

17 Steven M. Perl

18 Attorneys for Defendants

19 COUNTY OF MARIN,

SHERIFF ROBERT T. DOYLE,

20 and DEPUTY RACHEL HAMMER

~~**PROPOSED ORDER**~~

Upon the foregoing Stipulation, and for good cause shown, IT IS ORDERED that the deadline to complete mediation in the present matter is continued from June 10, 2013 to September 30, 2013

DATED: April 30, 2013



HONORABLE MARIA-ELENA JAMES